

July 19, 2005

TO: Members of the MAG Regional Council

FROM: Mayor Keno Hawker, Mesa, Chair

SUBJECT: MEETING NOTIFICATION AND TRANSMITTAL OF TENTATIVE AGENDA

Meeting - 5:00 p.m.

Wednesday, July 27, 2005

MAG Office, Suite 200 - Saguaro Room

302 North 1st Avenue, Phoenix

Dinner - 6:30 p.m.

MAG Office, Suite 200

The next Regional Council meeting will be held at the MAG offices at the time and place noted above. Members of the Regional Council may attend either in person, by videoconference or by telephone conference call. Members who wish to remove any items from the Consent Agenda are requested to contact the MAG office. MAG will host a dinner/reception for the Regional Council members following the meeting in the MAG Cholla Room on the 2nd floor. Supporting information is enclosed for your review.

Please park in the garage under the Compass Bank Building. Parking places will be reserved for Regional Council members on the first and second levels of the garage. Bring your ticket to the meeting, parking will be validated. For those using transit, the Regional Public Transportation Authority will provide transit tickets for your trip. For those using bicycles, please lock your bicycle in the bike rack in the garage.

Pursuant to Title II of the Americans with Disabilities Act (ADA), MAG does not discriminate on the basis of disability in admissions to or participation in its public meetings. Persons with a disability may request a reasonable accommodation, such as a sign language interpreter, by contacting the MAG office. Requests should be made as early as possible to allow time to arrange the accommodation.

If you have any questions, please call the MAG office.

**MAG REGIONAL COUNCIL
TENTATIVE AGENDA
July 27, 2005**

	<u>COUNCIL ACTION REQUESTED</u>
1. <u>Call to Order</u>	
2. <u>Pledge of Allegiance</u>	
3. <u>Call to the Audience</u> An opportunity will be provided to members of the public to address the Regional Council on items not scheduled on the agenda that fall under the jurisdiction of MAG, or on items on the agenda for discussion but not for action. Citizens will be requested not to exceed a three minute time period for their comments. A total of 15 minutes will be provided for the Call to the Audience agenda item, unless the Regional Council requests an exception to this limit. Please note that those wishing to comment on agenda items posted for action will be provided the opportunity at the time the item is heard.	3. Information.
4. <u>Executive Director's Report</u> The MAG Executive Director will provide a report to the Regional Council on activities of general interest.	4. Information and discussion.
5. <u>Approval of Consent Agenda</u> Council members may request that an item be removed from the consent agenda. Prior to action on the consent agenda, members of the audience will be provided an opportunity to comment on consent items. Consent items are marked with an asterisk (*).	5. Approval of the Consent Agenda.

ITEMS PROPOSED FOR CONSENT*

MINUTES

*5A. <u>Approval of the June 29, 2005 Meeting Minutes</u>	5A. Review and approval of the June 29, 2005 meeting minutes.
---	---

TRANSPORTATION ITEMS***5B. FY 2007-2011 MAG Transportation Improvement Program Guidance Report**

MAG is starting the process to develop the FY 2007-2011 Transportation Improvement Program (TIP), which is tentatively targeted for approval in July 2006. The first step in the TIP process is the distribution of the TIP Guidance Report (TGR), which was developed to act as a guide to decision makers to facilitate the programming of transportation projects in the region. The TGR contains the application forms for MAG Federal funds and represents the formal request for projects for addition to the FY 2007-2011 MAG TIP. The Transportation Review Committee (TRC) and the Management Committee recommended acceptance of the TGR. This item is on the July 20, 2005 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

***5C. Enhancement Funds Working Group Round XIII Recommendations**

The Enhancement Funds Working Group was formed by the MAG Regional Council in April of 1993 to review and recommend a ranked list of Enhancement Fund applications from this region to the State Transportation Enhancement Review Committee (TERC). This year, 17 enhancement fund applications for local funds were received totaling \$6,919,441 with approximately \$6 million available statewide. Two applications for state funds were received totaling \$1,078,853 with approximately \$3.4 million available statewide. The Working Group and the Management Committee recommended that the attached ranked applications be forwarded to the Arizona Department of Transportation for consideration by the TERC. Please refer to the enclosed material.

5B. Acceptance of the FY 2007-2011 MAG TIP Guidance Report.

5C. Approve forwarding the ranked applications from the MAG Enhancement Funds Working Group to the Arizona Department of Transportation for consideration by the State Transportation Enhancement Review Committee.

*5D. Proposed Amendment to the FY 2004-2007 Transportation Improvement Program (TIP) for Highway and Transit Projects

Following approval of the FY 2004-2007 MAG TIP on November 25, 2003, a project has been identified that needs to be added to the TIP to allow it to proceed during the current fiscal year. A multi-use path project on the Consolidated Canal: 8th St to Lindsay Rd in Mesa was awarded Transportation Enhancement funds in a prior year but was inadvertently declared as being underway in a previous TIP. The project is now ready to proceed, but needs to be re-added to the current TIP. It also is necessary to either amend the TIP or to carry out some Administrative Adjustments to incorporate several changes to existing transit projects. All of the proposed changes may be categorized as exempt projects or minor project revisions for which an air quality conformity analysis is not required. Consultation on the conformity assessment for the proposed changes is considered under a separate agenda item. The TRC and the Management Committee recommended approval of the project changes described above. This item is on the July 20, 2005 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

*5E. Federal Fiscal Year 2005 MAG Federal Funds Final Closeout and Amendment/Adjustments to the FY 2004-2007 MAG Transportation Improvement Program

On June 29, 2005, the MAG Regional Council approved a list of 20 projects to utilize approximately \$20 million in projects for the funds expected to be available for the FFY 2005 Closeout, including the funds released by deferred projects. Three of the projects recommended include Valley Metro Rail studies and all three were listed as needing to be transferred from Federal Highway to Federal Transit Administration (FTA) funds. One of these studies has already been included in the MAG Unified Planning Work Program (UPWP) with existing funds and should therefore be deleted from the Closeout process. The remaining two

5D. Approval of an Amendment and/or Administrative Adjustment to the FY 2004-2007 MAG Transportation Improvement Program to add one new Enhancement Funded Mesa project and several new transit projects, plus make several changes to existing transit projects as shown in the attached tables.

5E. Approval of changes to the interim closeout and approval of the final closeout of Federal FY 2005, and to amend/adjust the FY 2004-2007 MAG TIP.

projects will not be transferred to FTA funds, but will be authorized through the MAG UPWP and the description of the funds need to be changed from STP-MAG-Flex to STP-MAG. In addition, the Regional Council also approved approximately \$6.4 million in contingency projects. These projects are for any additional, supplemental or redistributed obligation authority that may be received. Since that time, three other projects, totaling \$2.7 million, have requested to be deferred, which has effectively reduced the list of contingency projects to five, totaling \$3.7 million. At their June 30, 2005 meeting, the TRC recommended adding two ADOT projects to the list of contingency projects. The Management Committee recommended approval of the Final Closeout. This item is on the July 20, 2005 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

AIR QUALITY ITEMS

*5F. Conformity Consultation

The Maricopa Association of Governments is conducting consultation on a conformity assessment for an amendment to the FY 2004-2007 MAG Transportation Improvement Program (TIP). The amendment includes a City of Mesa Transportation Enhancement-funded project located at the Consolidated Canal between 8th Street and Lindsay Road for FY 2005. Also, Valley Metro has requested an amendment to transit projects in the FY 2004-2007 TIP to ensure that the Federal Transit Administration Grant Application and the TIP are in conformance. The amendment includes projects that may be categorized as exempt from conformity determinations and minor project revisions that do not require a conformity determination. Please refer to the enclosed material.

*5G. Finding of Conformity for the Draft FY 2006-2010 MAG Transportation Improvement Program and Draft Regional Transportation Plan - 2005 Update

5F. Consultation.

5G. Approval of the Finding of Conformity for the Draft FY 2006-2010 MAG Transportation Improvement Program and Draft MAG Regional Transportation Plan - 2005 Update.

The Draft 2005 Conformity Analysis concludes that the draft Transportation Improvement Program (TIP) and the Regional Transportation Plan - 2005 Update meet all applicable federal conformity requirements and are in conformance with applicable air quality plans. On June 16, 2005, a public hearing was conducted on the draft TIP, Regional Transportation Plan - 2005 Update, and Conformity Analysis. The MAG Air Quality Technical Advisory Committee and the Management Committee recommended approval of the Draft 2005 MAG Conformity Analysis for the Draft FY 2006-2010 MAG Transportation Improvement Program and Draft MAG Regional Transportation Plan - 2005 Update. Approval of the conformity finding by the Regional Council is required for MAG adoption of the TIP and RTP. Please refer to the enclosed material.

GENERAL ITEMS

*5H. MAG 208 Water Quality Management Plan Amendment for the Proposed Expansion of the Central Buckeye Wastewater Treatment Plant

The Town of Buckeye has requested that MAG amend the 208 Water Quality Management Plan to include an expansion of the Central Buckeye Wastewater Treatment Plant. The plant is identified in the current MAG 208 Plan for a capacity of 2.0 million gallons per day (mgd) with an Arizona Pollutant Discharge Elimination System (AZPDES) permit discharge. The amendment includes a facility expansion to 16.6 mgd ultimate capacity with the AZPDES discharge and a facility name change to "Central Buckeye Wastewater Treatment Plant." The Maricopa County unincorporated area is within three miles of the project, and the County has indicated it does not object to the facility expansion. The MAG Water Quality Advisory Committee and the MAG Management Committee recommended approval of the Draft 208 Plan Amendment. Please refer to the enclosed material.

*5I. MAG 208 Water Quality Management Plan Amendment for the City of Surprise Special Planning Area Two Regional Water Reclamation Facility

5H. Approval of the MAG 208 Water Quality Management Plan Amendment for the Expansion of the Central Buckeye Wastewater Treatment Plant.

5I. Approval of the MAG 208 Water Quality Management Plan Amendment for the City of Surprise Special Planning Area Two Regional Water Reclamation Facility.

The City of Surprise has requested that MAG amend the 208 Water Quality Management Plan to include the Special Planning Area Two Regional Water Reclamation Facility with an ultimate capacity of 10.5 million gallons per day. Reclaimed water from the facility would be disposed through recharge, reuse, and a potential Arizona Pollutant Discharge Elimination System discharge. The City of Peoria and Maricopa County unincorporated area are within three miles of the project, and both have indicated they do not object to the facility. The MAG Water Quality Advisory Committee and the MAG Management Committee recommended approval of the Draft 208 Plan Amendment. Please refer to the enclosed material.

ITEMS PROPOSED TO BE HEARD

TRANSPORTATION ITEMS

6A. FY 2005 MAG Final Phase Public Input Opportunity

The Final Phase input opportunity gives members of the public the ability to provide comment on MAG transportation plans and programs. As part of this opportunity, MAG co-sponsored several public input opportunities in May and June 2005 with the Arizona Department of Transportation, Valley Metro and Valley Metro Rail. An open house/public hearing was held June 16, 2005 to provide information and receive comment on the Draft FY 2006-2010 Transportation Improvement Program (TIP), the Draft Regional Transportation Plan - 2005 Update and Draft 2005 MAG Conformity Analysis. Comments received during these input opportunities and staff responses to comments are included in the Final Phase Input Opportunity. The Management Committee recommended acceptance. This item is on the July 20, 2005 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

6B. Approval of the FY 2006-2010 MAG Transportation Improvement Program

6A. Acceptance of the FY 2005 MAG Final Phase Public Input Opportunity.

6B. Approval of the FY 2006-2010 MAG Transportation Improvement Program contingent upon a finding of conformity of the TIP with the

Each year MAG updates the Five Year Transportation Improvement Program (TIP), primarily by adding a fifth year. All federally funded projects and regionally significant transportation projects (including city and privately funded projects) must be included in the draft TIP for the purpose of meeting the air quality conformity analysis requirements. The Draft FY 2006-2010 TIP was approved by Regional Council in April 2005 to undergo this analysis, which is now complete. A public hearing on the draft TIP was conducted June 16, 2005. The TRC and the Management Committee recommended approval of the Draft TIP, contingent upon a finding of conformity. This item is on the July 20, 2005 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

6C. Approval of the MAG Regional Transportation Plan - 2005 Update

As part of the process to update the MAG Regional Transportation Plan (RTP) and develop the MAG Transportation Improvement Program (TIP) for the period FY 2006-10, changes have been proposed regarding the phases in which certain projects in the RTP would be constructed. These changes have been included in the MAG Regional Transportation Plan - 2005 Update and the MAG FY 2006-2010 Transportation Improvement Program, as appropriate. The 1990 Clean Air Act Amendments require that transportation plans and programs be in conformance with applicable air quality plans. To comply with this requirement, a conformity analysis was conducted on the Draft 2005 RTP Update and the Draft FY 2006-2010 TIP. This analysis has demonstrated that the Draft 2005 RTP Update and Draft FY 2006-2010 TIP meet air quality conformity requirements. The TRC and the Management Committee recommended approval of the Draft RTP Update, contingent upon a finding of conformity. This item is on the July 20, 2005 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

applicable state and federal air quality implementation plans.

6C. Approval of the MAG Regional Transportation Plan - 2005 Update contingent upon a finding of conformity of the RTP with the applicable state and federal air quality implementation plans.

7. Williams Gateway Freeway Preferred Alignment

The Williams Gateway Freeway corridor is an element of the MAG Regional Transportation Plan (RTP), adopted by the MAG Regional Council in November 2003. The RTP calls for construction of the facility during fiscal years 2016-2020. Beginning in November 2004, MAG initiated an Alignment and Environmental Overview Study for the future Williams Gateway Freeway. The study is organized into two phases. Phase I is aimed at developing a recommended preferred alignment for the facility, while Phase 2 will identify the specific characteristics of the preferred alignment. The engineering consultant firm for the MAG study, DMJM+HARRIS, has completed the technical process for Phase I. Alternative 3 - Frye Road is being recommended as the preferred alignment for the Williams Gateway Freeway, to be considered for adoption through the MAG committee and Regional Council review process. The Management Committee recommended selecting Alternative 3 - Frye Road as the preferred alignment, and also added a recommendation to ADOT that Alternative 7 - Ryan Road be considered in the design concept/environmental evaluation conducted by ADOT. This item is on the July 20, 2005 Transportation Policy Committee agenda. An update will be provided on action taken by the Committee. Please refer to the enclosed material.

7. Selection of Alternative 3 - Frye Road as the preferred alignment for the Williams Gateway Freeway in Maricopa County and recommendation to ADOT that Alternative 7 - Ryan Road be considered in the design concept/environmental evaluation conducted by ADOT.

AIR QUALITY ITEM8. Update on Critical Issues with the Maricopa County Air Programs

The MAG Regional Council has requested that Maricopa County provide monthly updates on the progress being made to address the deficiencies in the Title V Permit Program for industrial sources and the enforcement of the Maricopa County Dust Control Rules. If these issues are not resolved, there could be negative consequences for transportation. Currently, the County is preparing the work plan due to the Environmental Protection Agency this summer to correct the Title V deficiencies. For dust control, the County has converted the contract positions

8. Information and discussion.

to full-time employee positions and then will begin hiring for 22 vacancies. At the last meeting, the Regional Council expressed concern that the dust control inspectors had not yet been hired and requested that a representative from the Environmental Protection Agency address the Council. An EPA representative will be available for the September Regional Council meeting. A status report will be given.

GENERAL ITEMS

9. Evaluation of Policy for Compiling Information of Regionally Significant Development Projects

On June 25, 2003 and October 22, 2003, the Maricopa Association of Governments (MAG) Regional Council discussed and approved compiling information on Regionally Significant Development Projects. The purpose was to provide MAG member agencies with the regional transportation costs of major development projects. This procedure was approved for an eighteen-month evaluation period. The Management Committee recommended approval of the recommendations. On July 18, 2005, the Regional Council Executive Committee recommended approval of the recommendations and requested that a presentation be made on the item to the Regional Council. Please refer to the enclosed material.

10. Preparations for Conducting the 2005 Census Survey

At the June 29, 2005 Regional Council meeting, information was provided on: address lists, address canvassing, outdoor locations, the census questionnaire print test and census outreach for the 2005 Census Survey effort. Since this is the last Regional Council meeting before the 2005 Census Survey is mailed to randomly selected residents in your community, a presentation will be provided on tasks completed to date and tasks that need to be completed before the survey mailing. A Census Survey timeline, updated cost information, report on the mail materials, technical tasks, publicity effort and next steps will be provided. Please refer to enclosed material.

9. Approval of the recommendations for Regionally Significant Development Projects.

10. Information and discussion.

11. Building Lease Working Group Update

On January 10, 2005, the MAG Executive Committee formed the Building Lease Working Group (BLWG) to advise MAG on the options available regarding future office space. The current MAG office lease expires on June 30, 2006. A concept being considered is to house MAG, the Regional Public Transportation Authority (RPTA), Valley Metro Rail (VMR) and the Arizona Municipal Water Users Association (AMWUA) in one building. The focus of building/leasing office space that includes these four agencies is for the convenience of elected officials, optimal meeting room space and adequate parking. At the direction of the BLWG, MAG requested a letter of intent from RPTA, VMR and AMWUA on their interest in partnering in a new building. On July 15, 2005, staff proposed advertising a Request for Proposal (RFQ) for architectural and engineering services. MAG would contract with a firm to further refine the agencies' needs, conduct a site survey, and conduct an analysis on the cost to lease, lease-to-own or purchase. The BLWG recommended authorizing to proceed with advertising an RFQ. On July 18, 2005, the Executive Committee concurred with the recommendation of the BLWG. Please refer to the enclosed material.

12. Comments from the Council

An opportunity will be provided for Regional Council members to present a brief summary of current events. The Regional Council is not allowed to propose, discuss, deliberate or take action at the meeting on any matter in the summary, unless the specific matter is properly noticed for legal action.

11. Approve authorizing MAG to proceed with advertising a Request for Qualifications (RFQ) for architectural and engineering services.

12. Information.